



Docket Number: TRAN-P243

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Patent Application

I hereby certify that this transmittal of the below described documents is being deposited with the United States Postal Service in an envelope bearing Express Mail Postage and an Express Mail label, with the below serial number, addressed to the Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450, on the below date of deposit.

Express Mail Label No.:	EM097213434US	Name of Person Making the Deposit:	Anthony Chou
Date of Deposit:	10-14-08	Signature of the Person Making the Deposit:	<i>Anthony Chou</i>

In re Application of: Banning, et al.

Application No.: 10/672,790

Examiner: Pan, D.H.

Filed: 9/26/2003

Art Unit: 2183

For: SYSTEM AND METHOD OF INSTRUCTION MODIFICATION

**Mail Stop RCE**

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

**REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL**  
**(SUBSECTION(B) OF 35 U.S.C. § 132)**

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 for the above-identified application.

1. Submission required under a filing under 37 C.F.R. § 1.114
  - a. ☐ Previously submitted
  - i. ☐ Consider the amendment(s)/ reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
 (Any unentered amendment(s) referred to above will be entered)
  - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
  - iii. ☐ Other \_\_\_\_\_
  - b. ☒ Enclosed
    - i. ☒ Amendment/Reply
    - ii. ☐ Affidavit(s)/Declaration(s)
    - iii. ☒ Information Disclosure Statement (IDS)
    - iv. ☒ References
2. Miscellaneous

# Best Available Copy

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months.  
(period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. Other \_\_\_\_\_

## Extension of Term

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

- (a) ☒ Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)-(d) for the total number of months checked below:)

Extension	Fee
<input type="checkbox"/> one month	\$120.00
<input type="checkbox"/> two months	\$450.00
<input checked="" type="checkbox"/> three months	\$1,020.00
<input type="checkbox"/> four months	\$1,590.00

**Fee \$1,110.00**

If an additional extension of time is required, please consider this a petition therefor.

- (b) ☐ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

## FEES DUE

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

CLAIMS					
	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEES
Basic Application Fee					\$810.00
Total Claims	42	Minus 45=	0	X \$50 =	
Independent Claims	6	Minus 6=	0	X \$200 =	
If multiple dependent claims are presented, add \$360.00					
<b>TOTAL APPLICATION FEE DUE</b>					<b>\$1,920.00</b>

## PAYMENT OF FEES

1. The full fee due in connection with this communication is provided as follows:
- ☒ The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No.: 50-4160.  
A duplicate copy of this authorization is enclosed.
- ☒ A check in the amount of \$1,920.00.

- ☐ A check in the amount of \$
- ☐ Charge any fees required or credit any overpayments associated with this filing to Deposit Account No.: 50-4160.

Please direct all correspondence concerning the above-identified application to the following address:

**MURABITO HAO & BARNES LLP**  
Two North Market Street, Third Floor  
San Jose, California 95113  
(408) 938-9060  
Customer No: 45590

Respectfully submitted,

Date: 10-14-08

By: \_\_\_\_\_

Anthony C. Murabito  
Reg. No. 35295